

**BEFORE THE BOARD OF EDUCATIONAL EXAMINERS  
OF THE STATE OF IOWA**

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Council Bluffs Community School District,	)	Case No. 08-110
	)	License No. 978132
Complainant,	)	
	)	<b>NOTICE OF HEARING</b>
And	)	
	)	
Elizabeth Vuorela (f/k/a Elizabeth Moss)	)	
	)	
Respondent.	)	

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**YOU ARE HEREBY NOTIFIED** that the Iowa Board of Educational Examiners, exercising the jurisdiction conferred by Iowa Code chapters 17A and 272, has found probable cause of a violation of Board rules and ordered this matter scheduled for hearing.

**A. TIME, PLACE AND NATURE OF HEARING**

1. Hearing will be held on April 24, 2009, before Administrative Law Judge Margaret LaMarche, acting on behalf of the Iowa Board of Educational Examiners. The hearing shall begin at 9 a.m. in Department of Inspections and Appeals, Wallace State Office Bldg, Third Floor, 502 E. 9<sup>th</sup> Street (East 9th and Grand Avenue), Des Moines, Iowa. You should report to the third floor Iowa Department of Inspections and Appeals' (DIA) receptionist prior to 9:00 a.m. to obtain the room assignment.

2. Answer. Within twenty (20) days of the date of service of this Notice of Hearing, you are required to file an Answer specifically admitting, denying, or otherwise responding to the allegations included within the Statement of Matters Asserted, which is attached to this Notice. In that Answer, you should also state whether you will require an adjustment of the date and time of the hearing. The Answer shall be filed with the Board and a copy shall be provided by the Respondent to the Complainant, at the address below.

3. Hearing Procedures. The procedural rules governing the conduct of the hearing are found at 282 Iowa Administrative Code [IAC] Chapter 11. At hearing, each party may appear personally or be represented by an attorney, at their own expense. Each party will be allowed to testify, examine and cross-examine witnesses, and present documentary evidence. If either party fails to appear at the hearing, the Board may enter a default decision or proceed with the hearing. If either party needs to request an alternative time or date for hearing, you must comply with the requirements of 282 IAC 11.19.

If either party wishes to present telephonic testimony or to participate in the hearing by telephone, arrangements must be made at least ten (10) days in advance of the hearing date by filing a written request with the presiding Administrative Law Judge, Department of Inspections

and Appeals, Wallace State Office Building, Des Moines, Iowa 50319, or by faxing a written request to (515) 281-4477. A copy of the request for telephonic testimony must be served on the Board and all parties. Any resistance to the request for telephone testimony must be filed within five (5) days of service of the notice.

4. Pre-hearing conference. Either party may request a pre-hearing conference to discuss evidentiary issues related to the hearing. The Board rules regarding pre-hearing conferences are found in 282 IAC 11.18.

5. Prosecution. The Complainant is responsible for prosecuting this proceeding. Pleadings shall be filed with the Board and copies should be provided to the Complainant at the following address:

Ronald L. Peeler, Attorney for Complainant  
Ahlers & Cooney, P.C.  
100 Court Avenue, Suite 600  
Des Moines, IA 50309  
Telephone: 515-243-7611  
Fax: 515-243-2149

6. Communications. You may not contact Board members by phone, letter, facsimile, e-mail, or in person about this Notice of Hearing or the pending charges. Board members may only receive information about the case when all parties have notice and an opportunity to participate, such as at the hearing or in pleadings you file with the Board office and serve on all parties in the case. You should direct any questions about this proceeding to Dr. George J. Maurer, the Board's Executive Director at (515)281-5849 or the Board Investigator, Beth Myers at (515)242-6506.

## **B. SECTIONS OF STATUTES AND RULES INVOLVED**

### **Count I**

Respondent is charged with abandoning a written professional employment contract without prior unconditional release from the employer, in violation of 282 IAC 25.3(5)(a)(3).

## **C. JURISDICTION AND LEGAL AUTHORITY**

The Board has jurisdiction in this matter pursuant to Iowa Code chapters 17A and 272 (2007). If any of the allegations against you are proven at hearing, the Board has authority to take disciplinary action against you under Iowa Code chapters 17A and 272, and 282 Iowa Admin. Code chapter 11.

## **D. STATEMENT OF MATTERS ASSERTED**

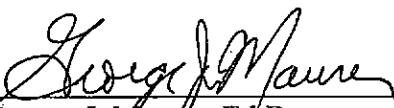
A short and plain Statement of the Matters Asserted has been prepared detailing the factual basis for the charges. The Statement of the Matters Asserted is being provided to you as

an attachment to this Notice. However, this Statement of the Matters Asserted is not considered a public record by the Board.

#### **E. SETTLEMENT**

This matter may be resolved by surrender of the Respondent's license or an agreement to accept a lesser sanction. The procedural rules governing the Board's settlement process are found at 282 Iowa Administrative Code 11.4(6). If you are interested in pursuing settlement of this matter, please contact the Complainant, identified in Section A(5), above.

Dated this 5th day of February, 2009.

  
George J. Maurer, Ed.D.  
Executive Director  
Iowa Board of Educational Examiners

Copies to:

Elizabeth Vuorela  
13612 Valley Street  
Omaha, NE 68144  
RESPONDENT

Ronald L. Peeler, Attorney for Complainant  
Ahlers & Cooney, P.C.  
100 Court Avenue, Suite 600  
Des Moines, IA 50309  
ATTORNEY FOR COMPLAINANT

**IOWA BOARD OF EDUCATIONAL EXAMINERS**

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IN THE MATTER OF:	)	BoEE case no. 08-110
	)	
	)	
<b>ELIZABETH VUORELA,</b>	)	<b>Order Regarding</b>
	)	<b>Mutual Resolution of Complaint</b>
RESPONDENT.	)	

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This matter came before the Iowa Board of Educational Examiners upon Complaint. An investigation was conducted and the Board found probable cause to move the case forward to hearing. On April 6, 2009, the Board received a Mutual Resolution of Complaint signed by both parties and asking for Board acknowledgement of the agreement.

The Board considered the agreement at its regular meeting on April 10, 2009. After examining the agreement, the Board voted to accept the Mutual Resolution of Complaint.

**ORDER**

**THEREFORE**, the Mutual Resolution of Complaint stands as the Board's final ruling in this matter. Accordingly, the Respondent shall receive a letter of reprimand.

Dated this 10th day of April, 2009.

  
\_\_\_\_\_  
George J. Maurer, Ed.D., Executive Director  
On behalf of the Board

Copies to:

Elizabeth Vuorela  
13612 Valley St.  
Omaha, NE 68144

RESPONDENT

Ronald Peeler  
Ahlers & Cooney P.C.  
100 Court Ave., Suite 600  
Des Moines, IA 50309

ATTORNEY FOR COMPLAINANT

BEFORE THE STATE BOARD OF EDUCATIONAL EXAMINERS APR 06 2009

COUNCIL BLUFFS COMMUNITY  
SCHOOL DISTRICT,

Complainant,

and

ELIZABETH VUORELA (FKA MOSS),

Respondent.

CASE NO. 08-110

LICENSE NO. 978132

MUTUAL RESOLUTION  
OF COMPLAINT

COMES NOW the parties to the above-captioned complaint and agree to the following resolution of the complaint:

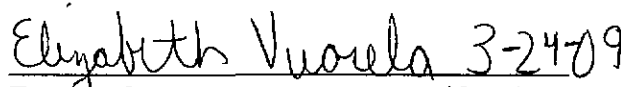
That the Iowa Board of Educational Examiners shall formally reprimand the Respondent for resigning from her 2008-09 position as a preschool teacher on July 3, 2008 without having first obtained a release from the Board of Directors of the Council Bluffs Community School District.

Both parties agree that under the facts and circumstances of this case, this sanction is both reasonable and appropriate.

WHEREFORE, the parties ask that the Board of Educational Examiners acknowledge this Settlement Agreement authorized by Iowa Code Section 272.2(15), and cancel the evidentiary hearing in this matter currently set for April 24, 2009.



attorney for Complainant (date)



3-24-09

Respondent

(date)